G.R.S. [X—5]

Previous references.
CB 5-22-35436
CB 230-21-394

1922-23 (CB)

File No. 5/22

Serial Nos. 39446

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 39446

Part B for April 1923

SUBJECT

Casual or Compensation Leave to the Deputy Commissioner Kadur District.

To

The Deputy Commissioner
Kadur Dt.

Rc. 5021 Dy 18/4/23

Declines to reconsider the orders communicated in sc. 36 & states that there is no objection to the period being treated as compensation leave earned by working during the Dasara holidays.

General and Revenue Secretariat.

C.B. File No. 5 of 19 22.

Serial No.	
39.	From The Deputy Comm^r, Kadur, No H.C. 275/22-23 & 19.3.23 Requests that under note (6) to Art. 159(A), M.S.R, he may be given compensation leave in preference to, casual leave, as he worked during the Christmas Holidays of 1922 owing to the exigencies of the public service; also states that he is entitled to compensation leave for having worked during the Dasara Holidays at Mysore. Under Art. 140, M.S.R, Dasara Holidays are not regarded as gazetted holidays in the case of Deputy Comm^rs, Heads of Dep^ts and other officers whose duties require their attendance at the Dasara Representative Assembly. The question whether Dy. Comm^rs may be granted compensation leave for having worked during the Dasara holidays at Mysore has been raised by the Comptroller in another connection and it is under submission separately. Mr. Krishnaswami Rao says that on account of the exigencies of public service he had to conduct the Samabandy of the Kadur Taluk during Christmas holidays & that he is entitled to compensation leave under note 6 to Art 159-A. Submitted for orders. gmt 21.3.23 MV [illegible] the point urged in para 3.

G. R. S. III-2]

General and Revenue Secretariat.

C.B. File No. 5 of 1922. 215

Serial No.

would be settled when the gen'l. question said to have been raised by the Comptr is decided -

~~the Fin'l. Sect. may be consulted in the matter.~~

the first para of G.O. No. Fl.C-91-140. -S.&A. 129-20-1. dt 23-10-1920 seems to make it clear that the Compensation leave rules are intended to benefit the officials (like Dy Comrs, Secretaries to Govt, &c) that have to be on duty as during Dasara & other public holidays

The Fin'l. Sect. may be consulted

27/

Reference is invited to para 6 of G.O. No. G. 17572-8-Gen. 676-17-1 dt 22-6-18 in regd the matter of sanctioning leave to D. for opinion

26/3

Put up G.O. refd to above

A copy of the G.O. is put up. 1/4/

P.J.O.

NOTE—Continued on

G. R. S. III-2]

General and Revenue Secretariat.

CB. File No. 5 of 1922

Serial No.

(In the matter of B. Venkata Rao's case)

~~A copy~~ It has been decided that officers required to attend the Dasara Representative Assembly are entitled to compensation leave in lieu of Dasara holidays.

Whether the order declining to sanction compensation leave for having conducted Jamabandy during Christmas holidays may be reconsidered in the light of the reasons given in para 2 of the Dy. Com'rs letter is for orders.

Submitted.

Asst 2/4/22

Ch. Secy

Secretary may be consulted

9/4

Fl. Secy

Compensation leave rules apply to Dy Cs and if Sri Krishnaswami Rao's case comes under these rules he may be given such leave.

12/4/22

Ch. Secy

7/4

NOTE—Contn. sheet

G. R. S. III-2]

2168

General and Revenue Secretariat.

C.B. File No. 5 of 1922.

Serial No.

The Hon'ble's note does not say whether the circumstances of the present case are such as to entitle Mr. Krishnaswami Rao to compensatory leave. In my opinion such leave can be given when an officer of superior authority is required to attend to work on a holiday & not to cases like the present one in which the presence of the officer himself

[illegible]
18/4

[illegible]

[illegible]
24/4

Draft reply is submitted

[illegible]
23.4

[illegible]
24/4

, Ch. Secy

[illegible]
25/4

To

4.6 The Dy. Comr Kadur, no 5071 & 25.4.23

Declines to reconsider the orders communicated in Sl 36 & states that there is no objection to the period being treated as compensation leave earned by working during the Dasara holidays.

nos 5072 & 5073 Copy to Rev. Comr & Comptroller.

B

NOTE—Contn. sheet.

DEPUTY'S OFFICE.
Received on the 18 1923
Reg. No. 6107

34123

No. HC.275/22-23 OFFICE OF THE DEPUTY COMMISSIONER,
KADUR DISTRICT.

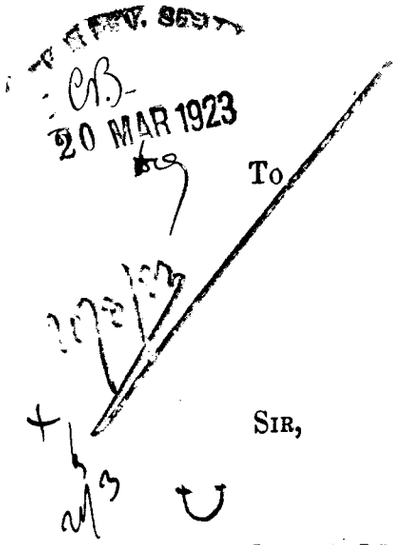
Dated Chikmagalur, 19th March *1923*

CB 2168

FROM

M.G.Krishnaswami Rao, Esq., B.A.,
Deputy Commissioner,
Kadur District.

C.B. 5-22-39



To

K.Matthan, Esq., B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

SIR,

With reference to your letter No.4264/C.B.5-22-36 dated 28th January 1923 stating that I am not eligible for compensation leave, as the conditions laid down in Article -- 159 A are not met, I have the honour to point out that while the conditions referred to are those specified in the body of the article, note(b) to the article, adds a new condition viz., inability to avail oneself of the public holidays owing to exgencies of public service. This condition which applies to officers who could not avail themselves of compensation leave except under previous sanction, seems to me, to apply with greater force to those who under note (1) are privileged to intimate their intention to utilize it and the present case is one of the kind vide Note 1.

2. The Dewan's tour in the District was then impending, and I knew that it meant so much special work and attention that if I did not begin the Huzur Jamabandy during Christmas I should necessarily have been compelled to postpone it to a much later stage thereby entailing considerable delay. It was this consideration that prevailed upon me to conduct the Jamabandy during Christmas, and I believe this falls under the category of "the exigencies of public service" such as contemplated in the said note. In this view, therefore, I request that the compensation leave may kindly be sanctioned, in preference to casual leave.

P.T.O

3. If however this view is not acceptable, there is the fact that I have worked during the Dassara Holidays at Mysore and on that ground, I believe, I am entitled to compensation leave even under the body of the article itself.

I have the honour to be,

Sir,

Your most obedient servant,

M G Krishnaswami R

Deputy Commissioner,
Kadur District.

D.S.R.

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

*Diary No. of letter replied to*_____

General and Revenue Secretariat

( )

, the *191*

Date of issue 25/4/1923

Signed by W. M. A. Srinivasan

Section C.B.

File No. S-22

Serial No. G.L

No. 5071

To,

The Dy. Comm^r. Kadur Dist^t.

Sir,

With reference to your letter no H.C. 275/22-23 dated the 19th March 1923 stating that under note (6) to Art. 159A M.S.R, you are entitled to compensatory leave for having done jamabandy work in the Kadur Taluk during the Christmas Holidays of 1922 and requesting ~~for~~ a reconsideration of the orders communicated in this Office letter no 4264/C.B.S-22-36

over.

dated the 28th January 1923 declining to sanction compensation leave for the period. I am directed to state that Govt consider that ~~compensation~~ an officer becomes entitled to compn leave ~~leave may be given to an officer~~ only when, by order of superior authority, he is required to attend to work on authorized holidays and not in cases like the present where Jamabandy work is conducted during such holidays, which the programme is fixed by the Officer himself. I am therefore ~~to state~~ that you are not entitled to compensation leave ~~on account~~ for having conducted Jamabandy during the Christmas holidays of 1922. I am, however, ~~directed~~ to state that the period of your 6 days absence in January 1923 be treated as compensation leave earned by you having worked during the Dassera holidays of 1922.

List of enclosures.

Copied by

Examined by

Chief Secy.

Copy to Rev Com ✓ 5072 CB 27/4/23

" Comptroller ✓ 5073 CB 27/4/23